



**Nixon & Vanderhye P.C.**  
ATTORNEYS AT LAW

11TH FLOOR  
901 NORTH GLEBE ROAD  
ARLINGTON, VIRGINIA 22203-1808

September 18, 2007

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Subject: REQUEST FOR REFUND TO DEPOSIT ACCOUNT**

Deposit Account No. 14-1140  
Statement Date: August 2007  
Date Posted: August 23, 2007  
Seq: 45, 46; Posting Ref Text: 10786418  
Confirmation No.: 2793  
Fee Code: 1401; 1252; \$500; \$450  
Our Ref.: ARC-124-1071

To whom it may concern:

Regarding the Monthly Statement of Deposit Account dated August, 2007, (copy attached), we believe there is a fee related error therein, which has resulted in a charge to our Deposit Account that appears to be unwarranted. Please refer to the following explanation and issue a refund as soon as possible.

A Notice of Appeal and two month extension fee were submitted to the PTO on May 21, 2007 along with a check for \$950. Enclosed is a copy of the canceled check. On August 22, 2007, the examiner called and advised that the PTO had misplaced the Notice of Appeal filed May 21, 2007 and requested that a copy be faxed to the PTO.

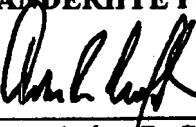
Since the fee of \$950 was previously paid on May 21, 2007, no additional fees are necessary. Please credit our deposit account for the erroneously charged \$950 in this case.

Thank you for your time and assistance, and if you have any questions, please do not hesitate to call me at the above number.

Very truly yours,

**NIXON & VANDERHYE P.C.**

By: \_\_\_\_\_

  
Arthur R. Crawford

ARC:eaw

Enclosures: Canceled Check  
Deposit Account

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Before the Board of Patent Appeals and Interferences

In re Patent Application of

Atty Dkt. ARC-124-1071

BOWLES, P. et al.

C# M#

Serial No. 10/786,418

TC/A.U.: 1748

Filed: February 26, 2004

Examiner: Chuo

Date: May 21, 2007

Title: IMPROVED ELECTRODE ASSEMBLY

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AUG 22 2007

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

 Correspondence Address Indication Form Attached. NOTICE OF APPEALApplicant hereby appeals to the Board of Patent Appeals and Interferences  
from the last decision of the Examiner twice/finally rejecting \$500.00 (1401)/\$250.00 (2401) \$ 500.00  
applicant's claim(s). An appeal BRIEF is attached in the pending appeal of the  
above-identified application

\$500.00 (1402)/\$250.00 (2402) \$

 Credit for fees paid in prior appeal without decision on merits

-\$( )

 A reply brief is attached.

(no fee)

 Pre-Appeal Brief Request for Review form attached. Petition is hereby made to extend the current due date so as to cover the filing date of this  
paper and attachment(s)One Month Extension \$120.00 (1251)/\$60.00 (2251)  
Two Month Extensions \$450.00 (1252)/\$225.00 (2252)  
Three Month Extensions \$1020.00 (1253)/\$510.00 (2253)  
Four Month Extensions \$1590.00 (1254)/\$795.00 (2254) \$ 450.00 "Small entity" statement attached.

Less month extension previously paid on

-\$( )

TOTAL FEE ENCLOSED \$ 950.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension.  
The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or  
asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this  
firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.901 North Glebe Road, 11<sup>th</sup> Floor  
Arlington, Virginia 22203-1808  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100  
ARC:eawNIXON & VANDERHYE P.C.  
By Atty: Arthur R. Crawford, Reg. No. 25,327Signature: 

08/23/2007 CCHAU1 00000030 141140 10786418

Adjustment Date: 10/04/2007 MGEBREM1  
08/23/2007 CCHAU1 00000030 141140 10786418  
01 FC:1401 500.00 CR  
02 FC:1252 450.00 CR01 FC:1401 500.00 DA  
02 FC:1252 450.00 DA



<b>NIXON &amp; VANDERHYE, P.C.</b> PTO ACCOUNT 901 NORTH GLEBE ROAD, 11TH FLOOR ARLINGTON, VA 22203		98675
PAY TO THE ORDER OF		DATE <u>5/21/07</u>
HON. COMMISSIONER OF PATENTS AND TRADEMARKS		68-426-514
<u>Nine hundred fifty and no Cents</u> — 184-1071		\$ 950.00 DOLLARS <input checked="" type="checkbox"/>
<small>This check is delivered for payment on the account listed</small>		

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ItemSeqNu:287334850  
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Deposit Account Statement

Requested Statement Month: August 2007  
 Deposit Account Number: 1411140  
 Name: NIXON & VANDERHYE P.C.  
 Attention: MICHELLE N. LESTER  
 Street Address 1: 901 NORTH GLEBE ROAD, 11TH FLOOR  
 Street Address 2:  
 City: ARLINGTON  
 State: VA  
 Zip: 22203-1808  
 Country: UNITED STATES

ARC

DATE SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEES CODE	AMT	BAL
08/01 2574	11277523	039-1653 MJV	1806	\$100.00	\$16,021.20
08/01 4	11631324	1328-39 >ARC	1616	\$360.00	\$15,661.20
08/01 5	11631324	1328-39	1615	\$350.00	\$15,311.20
08/01 2	10483521	4448-6 PTB	1201	\$200.00	\$15,111.20
08/01 7200	77243756	FPP-3309-3	7001	\$325.00	\$14,786.20
08/01 10334	60944589	10-1584/BHD	8021	\$40.00	\$14,746.20
08/01 11675	77244058	1967-46 DFB	7001	\$650.00	\$14,096.20
08/01 12315	78668453	FPP-3265-19	7003	\$100.00	\$13,996.20
08/01 260	79023548 2-456	MADRID-200000572 6403 DMV	1000	\$100.00	\$13,896.20
08/02 23	60861982	1090-138 LCM	1807	\$50.00	\$13,846.20
08/02 24	00001489	LCM-1090-147	1807	\$50.00	\$13,796.20
08/02 16199	70092819	790-1773 PWA	7004	\$150.00	\$13,646.20
08/02 16320	76592827	790-1551 PWA	7004	\$150.00	\$13,496.20
08/02 16570	78670216	513-110 PWA	7004	\$150.00	\$13,346.20
08/02 2	11046235	WFG-4380-163	2255	\$1,080.00	\$12,266.20
08/02 3	11046235	WFG-4380-163	2402	\$250.00	\$12,016.20
08/02 5	11631324	1328-39 >ARC	1615	\$350.00	\$11,666.20
08/02 6	11631324	1328-39 >ARC	1616	\$360.00	\$11,306.20
08/02 22663	11832755	JHN-839-1923	1011	\$300.00	\$11,006.20
08/02 22664	11832755	JHN-839-1923	1111	\$600.00	\$10,506.20
08/02 22665	11832755	JHN-839-1923	1311	\$200.00	\$10,306.20
08/02 22911	11832755	JHN-839-1923	8021	\$40.00	\$10,266.20
08/02 23072	2488772	FPP-2943-2	7205	\$100.00	\$10,166.20
08/02 23073	2488772	FPP-2943-2	7208	\$200.00	\$9,966.20
08/03 143	77245476	FPP-2943-31	7001	\$325.00	\$9,641.20

OK

Refunded  
P.Y. 2007



08/22 19	REPLENISHMENT	9204	-\$20,000.00	\$28,460.20	
08/22 3	10451338	2380-758 JAL	1201	\$1,000.00	\$27,460.20
08/23 1	10292-89	723-126- <del>241</del>	1201	\$200.00	\$27,260.29
08/23 3	11547605	4660-12 JRL	1614	\$200.00	\$27,060.20
08/23 2675	77015060	141-469 DJM	7001	\$975.00	\$26,085.20
08/23 45	10786418	124-1071 ARL	1401	\$500.00	\$25,585.20
08/23 46	10786418	124-1071	1252	\$450.00	\$25,135.20
08/23 141	10812032	900-494 HWB	1806	\$180.00	\$24,955.20
08/23 11295	77262504	737-311 DJM	7001	\$325.00	\$24,630.20
08/23 11556	11261596	WFG-4380-101	2253	\$510.00	\$24,120.20
08/23 13178	77262689	FPP-2939-30	7001	\$325.00	\$23,795.20
08/23 13403	77262723	FPP-2939-31	7001	\$325.00	\$23,470.20
08/24 47	77262754	FPP-2939-32	7001	\$325.00	\$23,145.20
08/24 217	11046226	WFG-4380-168	2252	\$225.00	\$22,920.20
08/24 372	78785476	251-10 DJM	7001	\$325.00	\$22,595.20
08/24 1	11154603	723-1696 HEN	1252	\$450.00	\$22,145.20
08/24 37	79023497- <del>2457</del>	MADRID-20000612-6403 DJM	1001	\$100.00	\$22,045.20
08/24 391	11817049	JHN-1633-26	2631	\$150.00	\$21,895.20
08/24 392	11817049	JHN-1633-26	2632	\$250.00	\$21,645.20
08/24 393	11817049	JHN-1633-26	2633	\$100.00	\$21,545.20
08/27 2	11321090	WFG-4753-4	2202	\$25.00	\$21,520.20
08/27 3	11046241	WFG-4380-161	1814	\$130.00	\$21,650.20
08/27 4	11046241	WFG-4380-161	2814	\$65.00	\$21,585.20
08/27 1	10654994	39-288 MJW	2201	\$100.00	\$21,485.20
08/27 3668	765-47593	797-611 DJM	7003	\$100.00	\$21,385.20
08/27 17	60955503	JRL-2380-1103	1005	\$200.00	\$21,185.20
08/27 7888	77264664	146 DJM	7001	\$975.00	\$20,210.20
08/27 8585	77264750	176-124	7001	\$325.00	\$19,885.20
08/27 8967	77264794	176-123 DJM	7001	\$325.00	\$19,560.20
08/27 0160	77264804	176-122	7001	\$325.00	\$19,235.20
08/27 0448	77264832	141-517 DJM	7001	\$650.00	\$18,585.20
08/27 0700	77264050	141-516	7001	\$650.00	\$17,935.20
08/28 227	10900184	JHN-839-1594	1402	\$500.00	\$17,435.20
08/28 507	11046244	WFG-4380-165	2253	\$510.00	\$16,925.20
08/28 1412	10859093	4725-6 JRN	1252	\$450.00	\$16,475.20
08/28 3858	10437298	WFG-4377-13	2253	\$510.00	\$15,965.20
08/28 4	79023497- <del>2457</del>	MADRID-20000612-6403 DJM	1001	\$100.00	\$15,805.20
08/28 25	11665539	BJS-3665-202	8021	\$40.00	\$15,825.20
08/28 3	10437298	WFG-4377-13	2201	\$100.00	\$15,725.20
08/29 2237	10823763	10-1473 JHN	1201	\$200.00	\$15,525.20
08/30 3047	11847014	JHN-1585-365	1011	\$300.00	\$15,225.20
08/30 3048	11847014	JHN-1585-365	1111	\$500.00	\$14,725.20
08/30 3049	11847014	JHN-1585-365	1311	\$200.00	\$14,525.20
08/30 3171	11847014	JHN-1585-365	8021	\$40.00	\$14,485.20
08/30 387	PCT/US07/18935	JAR-3691-1308	1704	\$138.00	\$14,347.20
08/30 3360	2434556	FPP-2961-18	7205	\$100.00	\$14,247.20
08/30 3361	2434556	FPP-2961-18	7208	\$200.00	\$14,047.20
08/30 231	11896035	LCM-3764-190	1201	\$200.00	\$13,847.20

Whom  
see  
letter  
has  
already  
charged